

JLB

James Ramsey
Marilyn Ramsey
P.O. Box 793
Windsor California 95246

Sept 24, 2008

California Regional Water Quality Control Board
Central Valley Region.
11020 Sun Center Drive
Rancho Cordova California 95670-6114
Attn: Karl E. Longley, Chair

RECEIVED
SACRAMENTO
CVRWQCB
SEP 26 PM 3:14

Statement of Facts and Notice of Inadequate and False Statements in the CEQA, Project Description, Initial Environmental Study and Negative Declaration. For CAO R5-2008-XXXX (R5-2003-0713)

The above reports and documents fail to properly address the following known facts:

The drilling and testing being done and required in this CAO may well affect the underground hydrology, and cause migration of known pollutants (including heavy metals) to new zones and aquifers endangering the public health and safety.

Several of the wells under current monitoring have shown serious bacteriological contamination and present a public hazard.

Water quality of adjacent areas may be severally or negatively impacted.

The use of Manteca City Water as an alternative has not been properly noted, discussed or mitigated under land use and public planning.

Your prompt attention to the above issues is appreciated.


James Ramsey

James Ramsey
Marilyn Ramsey
P.O. Box 793
Windsor California 95246

Sept 24, 2008

California Regional Water Quality Control Board
Central Valley Region
11020 Sun Center Drive
Rancho Cordova California 95670-6114
Attn: Karl E. Longley, Chair

Statement of Facts and Demand to Remove James C. Ramsey and Marilyn A. Ramsey from CAO R5-2008-XXXX (R5-2003-0713)

The Prosecution Staff Report and the proposed CAO (Proposed) is rife with inaccuracies, distortions and outright misinformation.

On May 2, 1992 JQCEHD found a small dispenser leak in one of the pumps on the front island. This was corrected immediately. They also requested a positive monitoring system, because of the single wall tanks, which was complied with. The station was operated in full compliance with county standards and permits.

The Oil tanks were removed at my request in 1994 because they needed annual testing by being water filled, were not in use and were of no benefit. The minor amount of pollution found in the soil was removed and disposed of under county supervision.

The February 1995 soils test was requested by the Bank of Stockton and had nothing to do with the county or possible UST releases. Most of the samples had no detectable level and the time or the source of the results found was not identified. No test for MTBE was done.

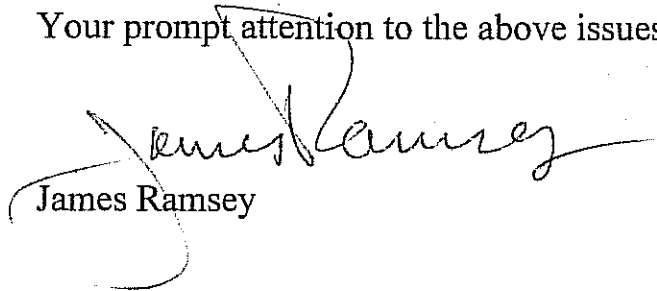
All activities and actions from early 1996 on were with Frank Guinta as the sole owner and operator.

James and Marilyn Ramsey were added to the ongoing process of the continuing clean up by Frank Guinta, at the request of Guinta's Representatives on April 30 2003 (CAO April 3 2003) according to staff. In addition staff did not contact myself or my wife concerning this matter personally, until Jan. 2006 in order to serve us with an administrative fine action for failure to act. This is after Guinta had spent 9 years (1996-2005) as the sole responsible party replacing the old tanks and cleaning up the site.

Staff has stated under oath that there are no reports, declarations or tests which identify a UST release prior to 1996. No neighboring wells showed contamination until August 2000. Pollution levels at the station peaked in 2002, well after 1995 and beyond the tank removal and replacement of 1998. Staff has now declared that the release in 1992 was a dispenser, not a UST as stated in the reports and presentations by staff prior to this date, and this removes the claim that there was cited UST release in 1992.

Demand is made that under the rules and regulations of the CRWQCB and the Water Code and Health and Safety Codes that James C. Ramsey and Marilyn A. Ramsey be removed as named dischargers for the purposes of this CAO.

Your prompt attention to the above issues is appreciated.

A handwritten signature in cursive script that reads "James Ramsey". The signature is written in dark ink and is positioned above the printed name "James Ramsey".

James Ramsey

James Ramsey
Marilyn Ramsey
P.O. Box 793
Windsor California 95246

Sept 24, 2008

California Regional Water Quality Control Board
Central Valley Region
11020 Sun Center Drive
Rancho Cordova California 95670-6114
Attn: Karl E. Longley, Chair

**Statement of Facts and Demand to Remove James C. Ramsey from
CAO R5-2008-XXXX**

CRWQCB is on notice of a Chapter 7 Bankruptcy filing in 1977 on behalf of James Ramsey with final discharge in 1999, which specifically included the liability of the possible pollution and cleanup cost of the site in question. San Joaquin County Environmental Health was a named party to which you are the successor. Please state the basis and facts upon which you are relying to assert this liability claim and action and why you should not be subject to the Chapter 7 Bankruptcy Decree. If you pass this CAO naming me as a responsible party the matter will be litigated and costs, and fines, as well as other penalties as the court may assess will be pursued and requested of the proper Bankruptcy and Civil Courts. The CRWQCB has been furnished a complete set of court documents and this matter and your staff have been notified of the possible consequences of this action.

Your prompt attention to the above issues is appreciated.



James Ramsey